

Exhibit 2 to the Complaint.

**U.S. Patent No. US 8,224,700 v. Darden Restaurants, Inc.
d/b/a
Olive Garden – as an Example of other Darden Restaurants
Claims 1, 2, 3, and 9 Exemplary**

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1. Claim Chart

Claim	Analysis
<p>[1.P] A method of restaurant customer management, comprising: logging a customer unit into a restaurant pre-dining system with a mobile phone of the customer unit;</p>	<p>Olive Garden ("Company") performs and/or induces others to perform a method of restaurant customer management, comprising: logging a customer unit into a restaurant pre-dining system with a mobile phone of the customer unit.</p> <p>This element is infringed literally, or in the alternative, under the doctrine of equivalents.</p> <p>For example, Company provides an Olive Garden application ("restaurant customer management") which is installed on various devices such as smartphones, and tablets ("mobile phone"). Further, the application allows users ("customer unit") to sign in to the application ("logging a customer unit into a restaurant pre-dining system") and perform various functionalities such as finding nearby Olive Garden locations, viewing menus, and making reservations.</p>  <p>The screenshot shows the Darden Restaurants website. At the top, there is a navigation bar with links: "Our Company", "Our Impact", "Investors", and "Careers". Below the navigation bar, a red box highlights the "Our Brands" section. Under "Our Brands", there are logos for several restaurants: Olive Garden (with a red box around it), LongHorn Steakhouse, Cheddar's Scratch Kitchen, The Capital Grille, Seasons 52, Eddie V's Prime Seafood, and Bahama Breeze.</p> <p>Source: https://www.darden.com/</p>

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Source: <https://www.olivegarden.com/app> (annotated)

Further, to the extent this element is performed at least in part by Defendant's software source code, Plaintiff shall supplement these contentions pursuant to production of such source code by the Company.

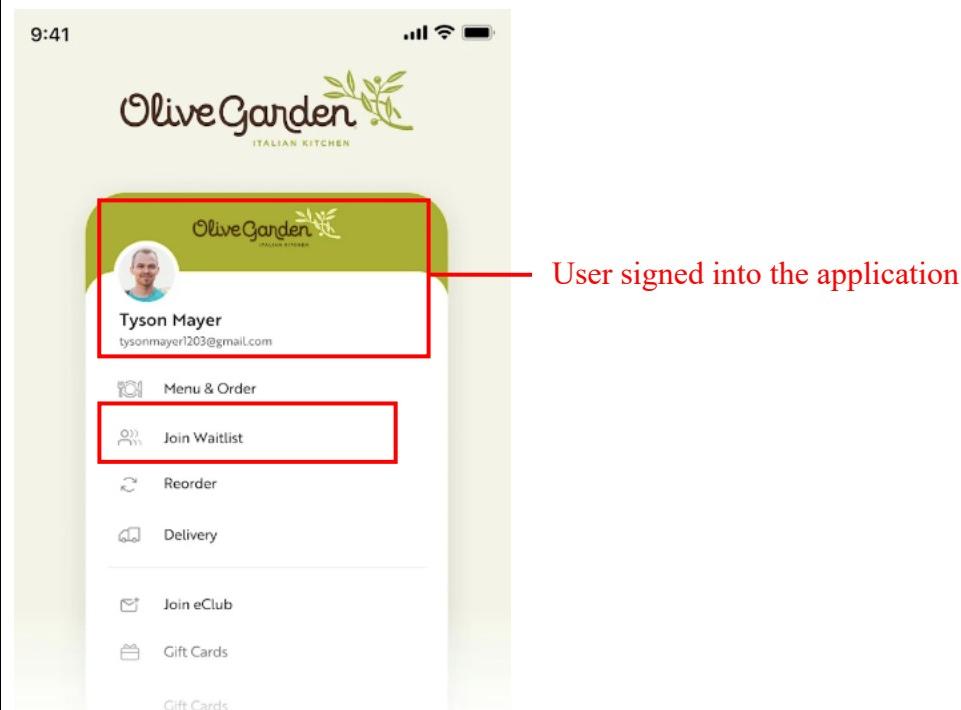
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[1.1]
responsive to logging the customer unit into the restaurant pre-dining system, placing the customer unit on a waiting list for a table;

Company performs and/or induces others to perform a method of placing the customer unit on a waiting list for a table, responsive to logging the customer unit into the restaurant pre-dining system.

This element is infringed literally, or in the alternative, under the doctrine of equivalents.

For example, after the process of signing in, the user is provided with an option to join a waiting list based on the availability of the table.



Source: https://play.google.com/store/apps/details?id=com.darden.mobile.olivegarden&hl=en_US (annotated)

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	<p style="text-align: center;">JOIN THE WAITLIST</p> <div style="border: 1px solid red; padding: 10px; margin: 10px auto; width: fit-content;"><ul style="list-style-type: none">• Check the current wait times for your Olive Garden• Quickly add your name to the waitlist• When you arrive, check in with the host• Your table may not be ready immediately upon arrival, but your spot on the waitlist will get you seated sooner</div> <div style="text-align: center; border: 1px solid red; padding: 5px; margin-top: 20px;">CHECK WAIT TIMES</div> <p>Source: https://www.olivegarden.com/app</p> <p>Further, to the extent this element is performed at least in part by Defendant's software source code, Plaintiff shall supplement these contentions pursuant to production of such source code by the Company.</p>
[1.2] paging the mobile phone with a page that notifies the customer unit that the table is ready for the customer unit;	<p>Company performs and/or induces others to perform a method of paging the mobile phone with a page that notifies the customer unit that the table is ready for the customer unit.</p> <p>This element is infringed literally, or in the alternative, under the doctrine of equivalents.</p> <p>For example, when the user joins the waitlist, the application displays the estimated wait time. Since the application displays the estimated wait time, therefore, upon information and belief, the user is notified when the table is ready via the application installed on the user's smartphone.</p>

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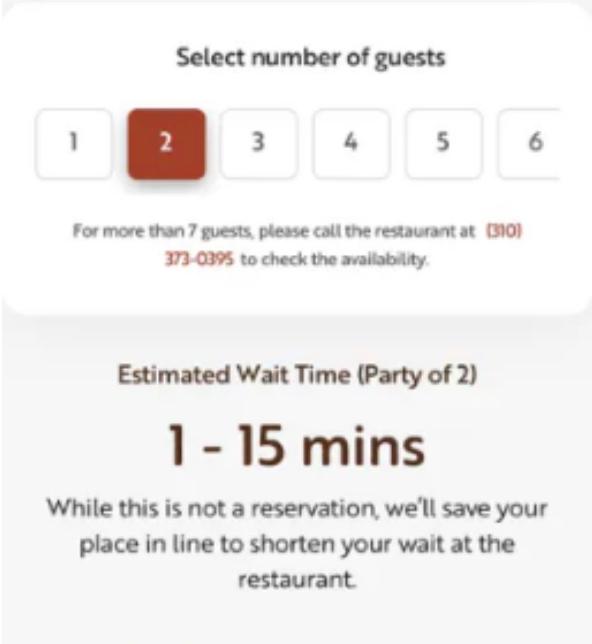
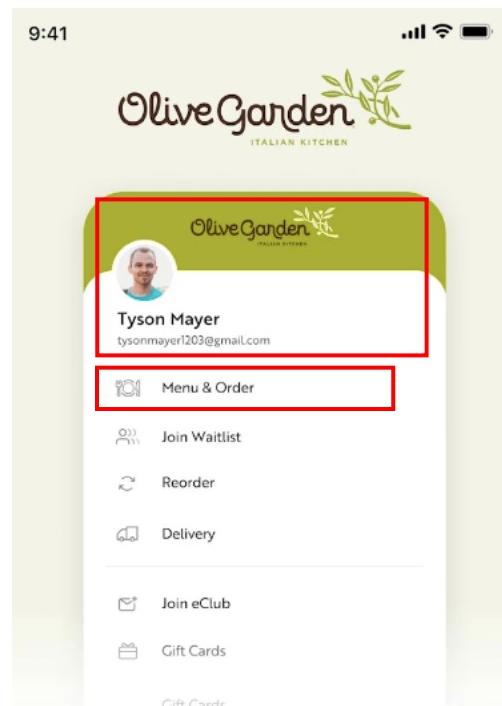
	 <p>The screenshot shows a user interface for selecting the number of guests. A button labeled '2' is highlighted in red, indicating it is selected. Below the guest count, there is a note: 'For more than 7 guests, please call the restaurant at (310) 373-0395 to check the availability.' Underneath, the estimated wait time is displayed as 'Estimated Wait Time (Party of 2)' followed by '1 - 15 mins'. A note below states: 'While this is not a reservation, we'll save your place in line to shorten your wait at the restaurant.'</p> <p>Source: https://www.olivegarden.com/app</p> <p>Further, to the extent this element is performed at least in part by Defendant's software source code, Plaintiff shall supplement these contentions pursuant to production of such source code by the Company.</p>
[1.3] sending an interactive restaurant menu to the mobile phone; receiving at least one customer request of at	<p>Company performs and/or induces others to perform the method of sending an interactive restaurant menu to the mobile phone and receiving at least one customer request of at least one service of the restaurant from the mobile phone.</p> <p>This element is infringed literally, or in the alternative, under the doctrine of equivalents.</p> <p>For example, the application allows the user to access the restaurant menu ("an interactive restaurant menu to the mobile phone") and order a food item from the displayed restaurant menu ("receiving at least one customer request of at least one service").</p>

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least one service of the restaurant from the mobile phone;



Source: https://play.google.com/store/apps/details?id=com.darden.mobile.olivegarden&hl=en_US

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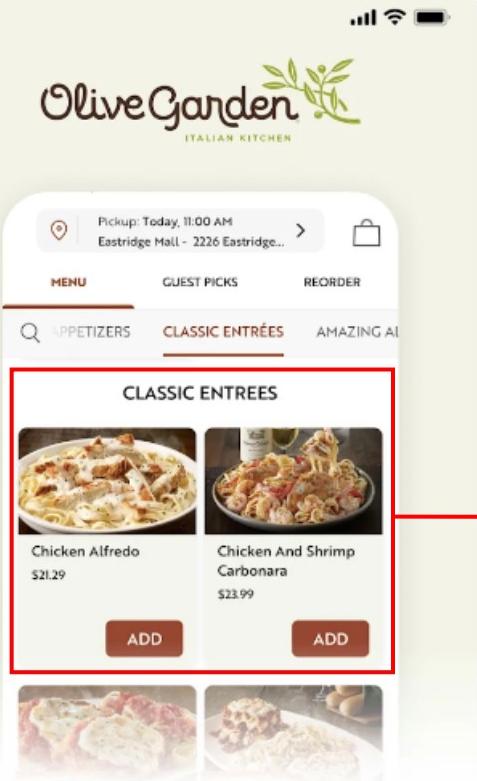
 <p>Interactive restaurant menu</p> <p>Source: https://play.google.com/store/apps/details?id=com.darden.mobile.olivegarden&hl=en_US (annotated)</p> <p>Further, to the extent this element is performed at least in part by Defendant's software source code, Plaintiff shall supplement these contentions pursuant to production of such source code by the Company.</p>	
[1.4] uploading, by a post-dining	Company performs and/or induces others to perform the method of uploading, by a post-dining system of the restaurant, a bill for the at least one service from a point of sale system of the restaurant to the mobile phone.

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system of the restaurant, a bill for the at least one service from a point of sale system of the restaurant to the mobile phone; and

This element is infringed literally, or in the alternative, under the doctrine of equivalents.

For example, after completion of the order, the user receives the bill for the meal ("a bill for the at least one service") through the application installed on the user's smartphone. Further, the Olive Garden restaurants utilize a point-of-sale system that allows the users to pay from their table. Therefore, upon information and belief, the bill is uploaded from the point-of-sale system of the restaurant to the application.

PAYMENTS & GIFT CARDS

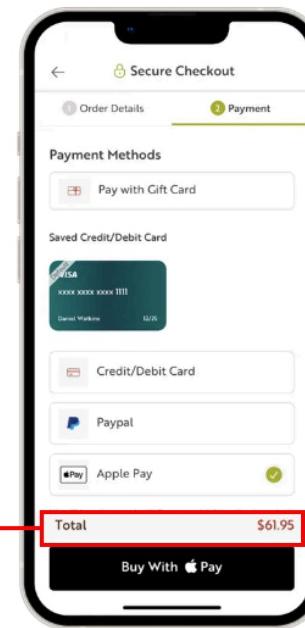
- Order faster and save your preferred payment
- Use, save and reload gift cards to your profile

[CREATE AN ACCOUNT](#)



Source: <https://www.olivegarden.com/app> (annotated)

Uploading a bill for
at least one service



We are subject to laws relating to information security, privacy, cashless payments and consumer credit, protection and fraud. An increasing number of governments and industry groups worldwide have established data privacy laws and standards for the protection of personal information, including social security numbers, financial information (including credit card numbers), and health information. As a merchant and service provider of point-of-sale services, we are also subject to the Payment Card Industry Data Security Standard issued by the Payment Card Industry Council (PCI DSS).

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	<p>Source: https://www.darden.com/sites/default/files/2022-08/2022%20Letter%20to%20Shareholders%20and%20Annual%20Report.pdf, Page 12</p> <p>OLIVE GARDEN DEPLOYING SELF-SERVICE POINTS-OF-SALE: Olive Garden is overhauling its point-of-sale (POS) devices and migrating to self-service tabletop tablets. The food chain is deploying Ziosk POS systems at a select number of restaurants, with plans for a full rollout by the end of the year. Ziosk provides Android-based POS tablets. These tablets will be placed at each table, and will allow diners to pay for their meal from their seat without notifying the wait staff. The tablet will circumvent the issue of customers failing to pay by flashing a red light when the payment is being processed, and a green light once the payment has been confirmed, Austen Mulinder, CEO of Ziosk, told CNBC. The status of the table will also be visible to the waiters, according to Mulinder.</p> <p>Source: https://www.businessinsider.com/olive-garden-overhauls-points-of-sale--prosper-and-ondeck-partner--chinas-unique-alternative-lending-market-2015-4?IR=T#:~:text=The%20food%20chain%20is%20deploying.without%20notifying%20the%20wait%20staff.</p> <p>Further, to the extent this element is performed at least in part by Defendant's software source code, Plaintiff shall supplement these contentions pursuant to production of such source code by the Company.</p>
[1.5] performing a customer self-checkout whereby	<p>Company performs and/or induces others to perform the method of performing a customer self-checkout whereby payment for the at least one service is submitted by the customer unit via the mobile phone to the point of sale system.</p> <p>This element is infringed literally, or in the alternative, under the doctrine of equivalents.</p>

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payment for the at least one service is submitted by the customer unit via the mobile phone to the point of sale system.

For example, after the user receives the bill, the application allows the user to pay through a secure checkout option (“customer self-checkout”). Therefore, upon information and belief, the payment is submitted to the point of sale system.

PAYMENTS & GIFT CARDS

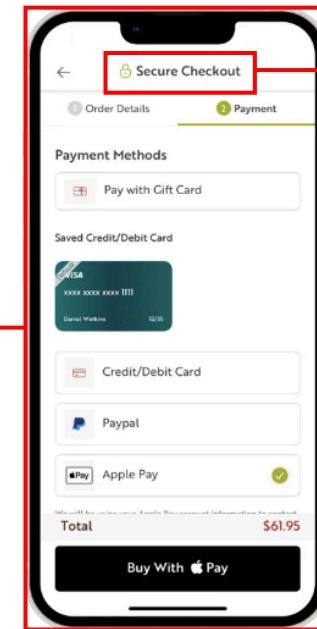
- Order faster and save your preferred payment
- Use, save and reload gift cards to your profile

CREATE AN ACCOUNT



Source: <https://www.olivegarden.com/app> (annotated)

payment for the at least one service is submitted via the mobile phone



Self - checkout

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	<p>OLIVE GARDEN DEPLOYING SELF-SERVICE POINTS-OF-SALE: Olive Garden is <u>overhauling</u> its point-of-sale (POS) devices and migrating to self-service tabletop tablets. The food chain is deploying Ziosk POS systems at a select number of restaurants, with plans for a full rollout by the end of the year. Ziosk provides Android-based POS tablets. These tablets will be placed at each table, and will allow diners to pay for their meal from their seat without notifying the wait staff. The tablet will circumvent the issue of customers failing to pay by flashing a red light when the payment is being processed, and a green light once the payment has been confirmed, Austen Mulinder, CEO of Ziosk, <u>told CNBC</u>. The status of the table will also be visible to the waiters, according to Mulinder.</p> <p>Source: https://www.businessinsider.com/olive-garden-overhauls-points-of-sale--prosper-and-ondeck-partner--chinas-unique-alternative-lending-market-2015-4?IR=T#:~:text=The%20food%20chain%20is%20deploying.without%20notifying%20the%20wait%20staff.</p> <p>Further, to the extent this element is performed at least in part by Defendant's software source code, Plaintiff shall supplement these contentions pursuant to production of such source code by the Company.</p>
[2] method of claim 1 wherein the customer unit is a single group of people.	<p>The Company performs and/or induces others to perform the method of claim 1, wherein the customer unit is a single group of people.</p> <p>This element is infringed literally, or in the alternative, under the doctrine of equivalents.</p> <p>For example, the application allows the user to select the number of guests ("single group of people") before reserving a table.</p>

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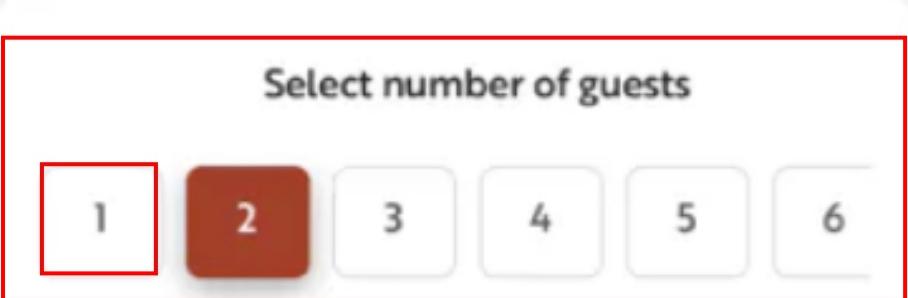
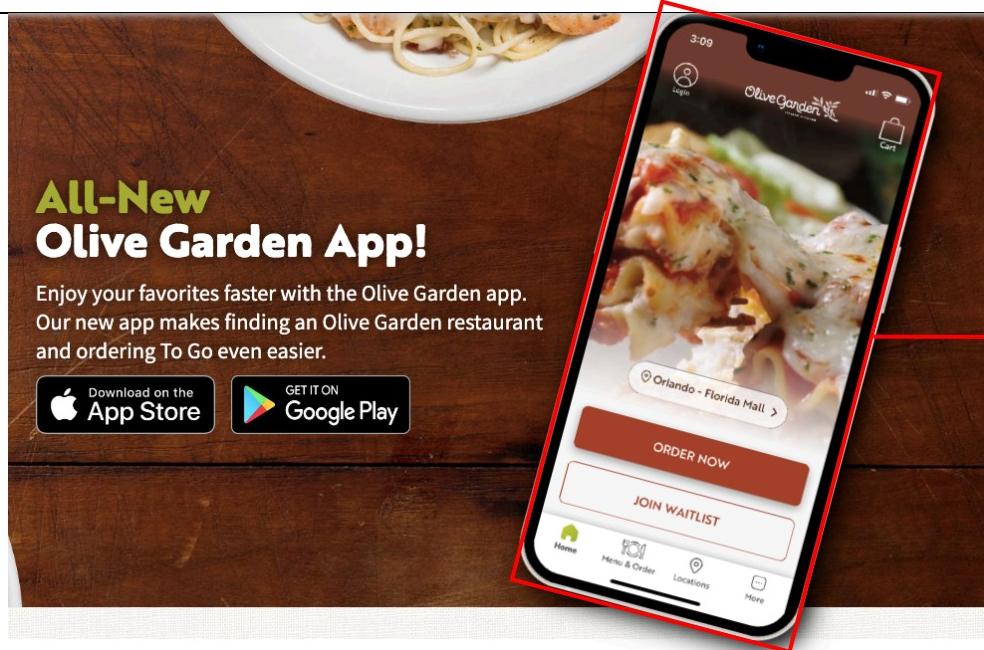
	 <p>Select number of guests</p> <p>1 2 3 4 5 6</p> <p>For more than 7 guests, please call the restaurant at (310) 373-0395 to check the availability.</p>
[3] The method of claim 1 wherein the mobile phone is implemented in a wireless enabled handheld computer.	<p>Source: https://www.olivegarden.com/app</p> <p>Further, to the extent this element is performed at least in part by Defendant's software source code, Plaintiff shall supplement these contentions pursuant to production of such source code by the Company.</p> <p>Company performs and/or induces others to perform the method of claim 1, wherein the mobile phone is implemented in a wireless-enabled handheld computer.</p> <p>This element is infringed literally, or in the alternative, under the doctrine of equivalents.</p> <p>For example, the Olive Garden application is installed on various devices such as smartphones, and tablets which are wireless-enabled handheld computers.</p>

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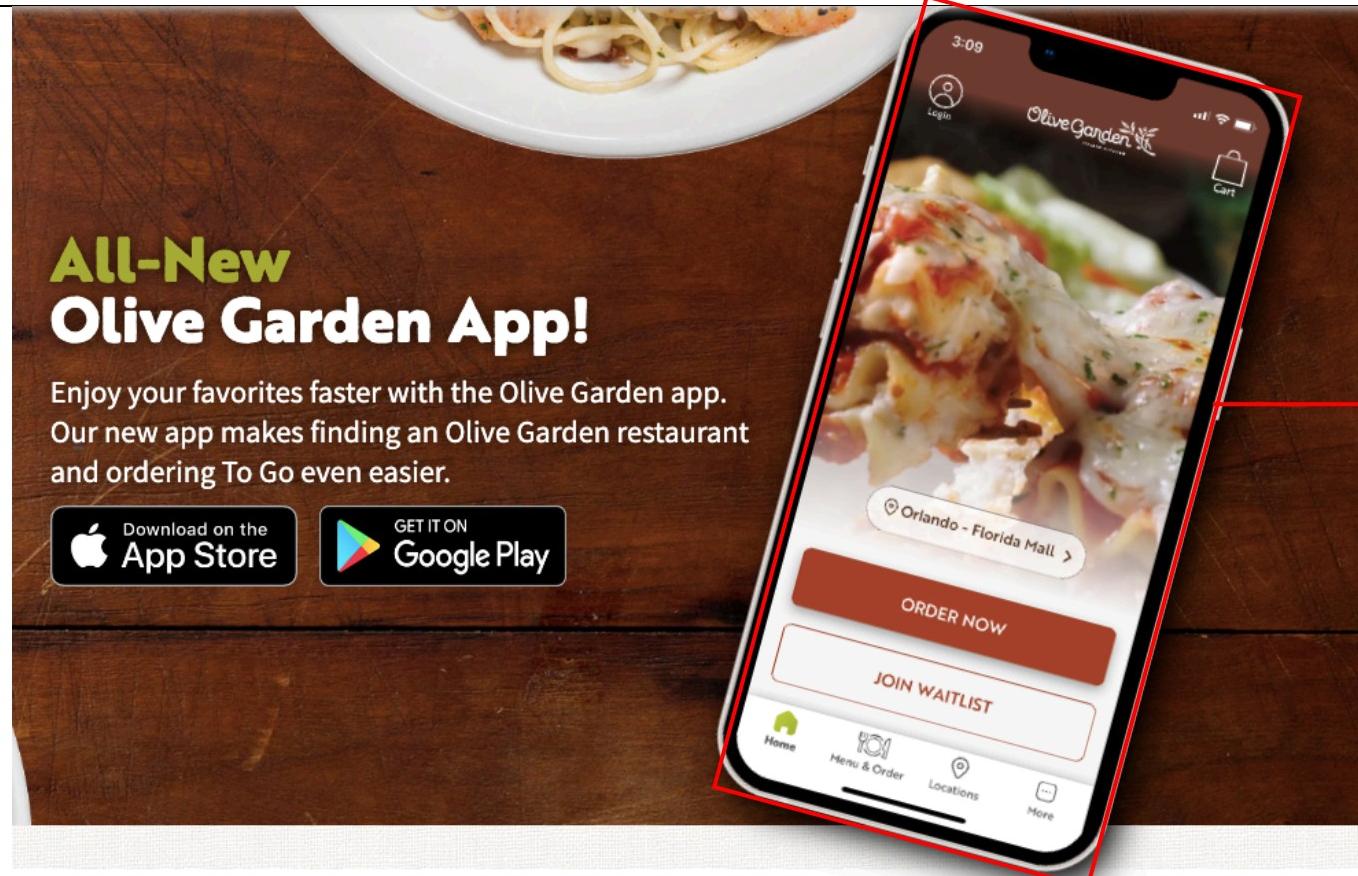
Wireless enabled handheld computer.

Source: <https://www.olivegarden.com/app> (annotated)

Further, to the extent this element is performed at least in part by Defendant's software source code, Plaintiff shall supplement these contentions pursuant to production of such source code by the Company.

<p>[9.P] A restaurant customer management system that manages customer data elements, the system comprising:</p>	<p>Company ("Olive Garden") makes, uses, sells, and/or offers to sell a restaurant customer management system that manages customer data elements. This element is infringed literally, or in the alternative, under the doctrine of equivalents. For example, Company provides an Olive Garden application ("restaurant customer management") which is installed on various devices such as smartphones, and tablets ("system"). Further, the application allows users to perform various functionalities such as finding nearby Olive Garden locations, viewing menus, and making reservations ("customer data elements").</p>
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Source: <https://www.olivegarden.com/app> (annotated)

Further, to the extent this element is performed at least in part by Defendant's software source code, Plaintiff shall supplement these contentions pursuant to production of such source code by the Company.

[9.1] a software program that receives at least one	Company provides a software program that receives at least one customer request of at least one service from a restaurant from a mobile phone of a customer unit. This element is infringed literally, or in the alternative, under the doctrine of equivalents.
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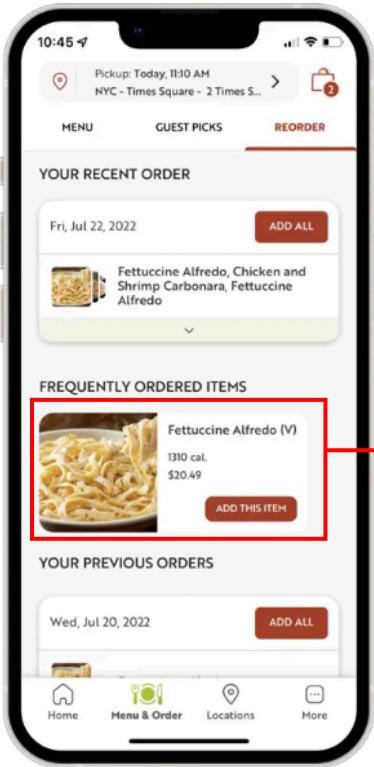
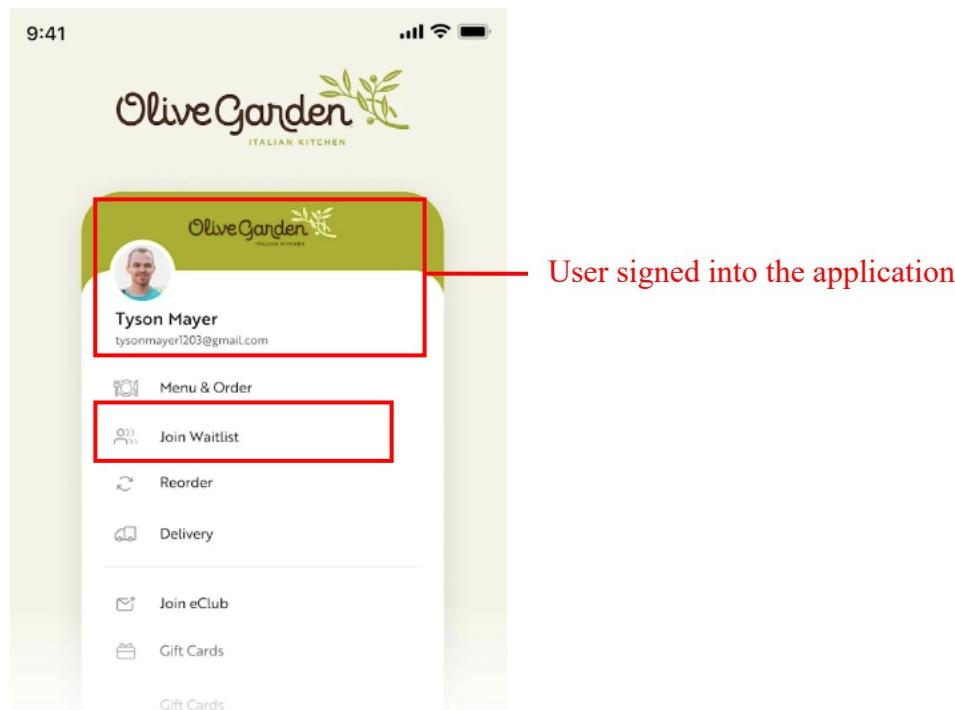
<p>customer request of at least one service from a restaurant from a mobile phone of a customer unit;</p>	<p>For example, the application ("software program") allows users to order a meal from the restaurant menu displayed within the application ("receives at least one customer request of at least one service related to a restaurant menu").</p>  <p>QUICK ORDER & REORDER</p> <ul style="list-style-type: none"> Easily order your favorites To Go Save your order on the app for later Reorder your favorites with just a few taps <p>ORDER YOUR FAVORITES</p> <p>Receives at least one customer request of at least one service related to a restaurant</p> <p>Source: https://www.olivegarden.com/app (annotated)</p> <p>Further, to the extent this element is performed at least in part by Defendant's software source code, Plaintiff shall supplement these contentions pursuant to production of such source code by the Company.</p>
<p>[9.2] a restaurant pre-dining system that</p>	<p>Company provides a restaurant pre-dining system that logs in the customer unit that issues the customer request and pages the mobile phone thereby notifying the customer unit that a table is ready for the customer unit.</p> <p>This element is infringed literally, or in the alternative, under the doctrine of equivalents.</p>

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logs in the customer unit that issues the customer request and pages the mobile phone thereby notifying the customer unit that a table is ready for the customer unit;

For example, the application allows users ("customer unit") to sign in to the application ("logs in the customer unit"), and join a waiting list ("restaurant pre-dining system that issues the customer request") based on the availability of the table. When the user joins the waitlist, the application displays the estimated wait time ("pages the mobile phone"). Since the application displays the estimated wait time, therefore, upon information and belief, the user is notified when the table is ready.



Source: https://play.google.com/store/apps/details?id=com.darden.mobile.olivegarden&hl=en_US (annotated)

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	<p>Select number of guests</p> <p>1 2 3 4 5 6</p> <p>For more than 7 guests, please call the restaurant at (310) 373-0395 to check the availability.</p> <p>Estimated Wait Time (Party of 2)</p> <p>1 - 15 mins</p> <p>While this is not a reservation, we'll save your place in line to shorten your wait at the restaurant.</p>
[9.3] a dining system that sends an interactive restaurant menu to the mobile phone;	<p>Source: https://www.olivegarden.com/app</p> <p>Further, to the extent this element is performed at least in part by Defendant's software source code, Plaintiff shall supplement these contentions pursuant to production of such source code by the Company.</p> <p>Company provides a dining system that sends an interactive restaurant menu to the mobile phone. This element is infringed literally, or in the alternative, under the doctrine of equivalents. For example, the application allows the user to access the restaurant menu ("an interactive restaurant menu to the mobile phone") and order a food from the displayed restaurant menu.</p>

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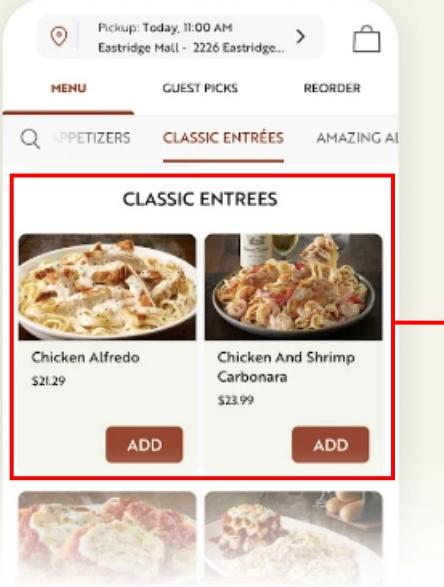
	 <p>A screenshot of the Olive Garden mobile app interface. At the top, the Olive Garden logo and "ITALIAN KITCHEN" are displayed. Below the logo, there is a header bar with a location pin icon, the text "Pickup: Today, 11:00 AM", and "Eastridge Mall - 2226 Eastridge...". The header also includes a search icon, a guest picks icon, and a reorder icon. Below the header, there are three tabs: "MENU", "GUEST PICKS", and "REORDER". The "MENU" tab is selected. Under the "MENU" tab, there are three sub-tabs: "APPETIZERS", "CLASSIC ENTREES", and "AMAZING AI". The "CLASSIC ENTREES" tab is selected and highlighted with a red box. Below the tabs, there is a section titled "CLASSIC ENTREES" featuring two dish images: "Chicken Alfredo" and "Chicken And Shrimp Carbonara". Each dish has its name and price listed below it: \$21.29 and \$23.99 respectively. Below each dish is an "ADD" button. A red line points from the text "Interactive restaurant menu" to the "CLASSIC ENTREES" section. Below this section, there is a heading "Easily Order and Reorder" followed by the text: "Now it is even easier to Order or Reorder your Olive Garden favorites To Go." At the bottom of the screen, there is a source link: "Source: https://play.google.com/store/apps/details?id=com.darden.mobile.olivegarden&hl=en_US (annotated)".</p>
[9.4] customer managed	a Company provides a customer managed post-dining system that uploads a bill for the at least one service from a point of sale system of the restaurant to the mobile phone and performs a customer self-check out and payment processing-

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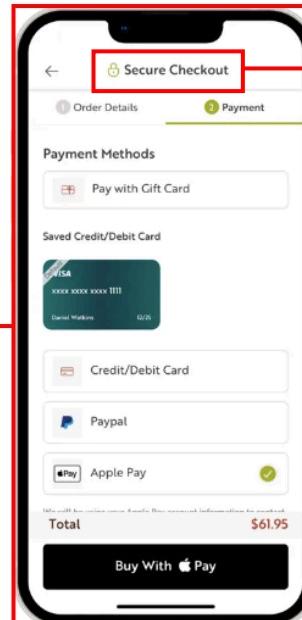
<p>post-dining system that uploads a bill for the at least one service from a point of sale system of the restaurant to the mobile phone and performs a customer self-checkout and payment processing whereby payment for the at least one service is submitted by the customer unit via the mobile phone to the point of sale system.</p>	<p>whereby payment for the at least one service is submitted by the customer unit via the mobile phone to the point of sale system.</p> <p>This element is infringed literally, or in the alternative, under the doctrine of equivalents.</p> <p>For example, after completion of the order, the user receives the bill for the ordered meal (“bill for the at least one service”) through the Olive Garden application installed on the user’s smartphone. Further, the application allows the user to pay the bill through a secure checkout option (“customer self-checkout and payment processing for at least one service”). Furthermore, the Olive Garden restaurants utilize a point-of-sale system that allows users to pay from their table, therefore, upon information and belief, there is a customer-managed post-dining system that uploads a bill from the point-of-sale system of the restaurant to the application such that the payment is submitted to the point-of-sale system through the application.</p> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <h2>PAYMENTS & GIFT CARDS</h2> <ul style="list-style-type: none"> • Order faster and save your preferred payment • Use, save and reload gift cards to your profile <p>CREATE AN ACCOUNT</p>  </div> <div style="width: 45%;"> <p style="color: red; margin-bottom: 10px;">payment for the at least one service is submitted via the mobile phone</p>  <p>Self - checkout</p> </div> </div> <p>Source: https://www.olivegarden.com/app (annotated)</p>
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We are subject to laws relating to information security, privacy, cashless payments and consumer credit, protection and fraud. An increasing number of governments and industry groups worldwide have established data privacy laws and standards for the protection of personal information, including social security numbers, financial information (including credit card numbers), and health information. As a merchant and service provider of point-of-sale services, we are also subject to the Payment Card Industry Data Security Standard issued by the Payment Card Industry Council (PCI DSS).

Source:

<https://www.darden.com/sites/default/files/2022-08/2022%20Letter%20to%20Shareholders%20and%20Annual%20Report.pdf>, Page 12

OLIVE GARDEN DEPLOYING SELF-SERVICE POINTS-OF-SALE:

SALE: Olive Garden is overhauling its point-of-sale (POS) devices and migrating to self-service tabletop tablets. The food chain is deploying Ziosk POS systems at a select number of restaurants, with plans for a full rollout by the end of the year. Ziosk provides Android-based POS tablets. These tablets will be placed at each table, and will allow diners to pay for their meal from their seat without notifying the wait staff. The tablet will circumvent the issue of customers failing to pay by flashing a red light when the payment is being processed, and a green light once the payment has been confirmed, Austen Mulinder, CEO of Ziosk, told CNBC. The status of the table will also be visible to the waiters, according to Mulinder.

Source: <https://www.businessinsider.com/olive-garden-overhauls-points-of-sale--prosper-and-ondeck-partner--chinas-unique-alternative-lending-market-2015-4?IR=T#:~:text=The%20food%20chain%20is%20deploying,without%20notifying%20the%20wait%20staff>.

Further, to the extent this element is performed at least in part by Defendant's software source code, Plaintiff shall supplement these contentions pursuant to production of such source code by the Company.

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2. List of References

1. <https://www.darden.com/>, last accessed on 28 December, 2023.
2. <https://www.olivegarden.com/app>, last accessed on 28 December, 2023.
3. https://play.google.com/store/apps/details?id=com.darden.mobile.olivegarden&hl=en_US, last accessed on 28 December, 2023.
4. <https://www.businessinsider.com/olive-garden-overhauls-points-of-sale--prosper-and-ondeck-partner--chinas-unique-alternative-lending-market-2015-4?IR=T#:~:text=The%20food%20chain%20is%20deploying,without%20notifying%20the%20wait%20staff.>, last accessed on 28 December, 2023.
5. <https://www.darden.com/sites/default/files/2022-08/2022%20Letter%20to%20Shareholders%20and%20Annual%20Report.pdf>, last accessed on 28 December, 2023.